S.B. CRIMINAL REVISION PETITION NO.837/2007.

(BHANWAR LAL VS. STATE)

DATE OF ORDER : 04.12.2007.

HON'BLE MR. GOVIND MATHUR, J.

Mr. Y.R. Sonel for the petitioner.
Mr. V.R. Mehta, Public Prosecutor.
Mr. K.R. Vishnoi for the non-petitioner No.2.

By this revision petition under Section 397 read with Section 401 Cr.P.C., a challlange is given to the judgment dated 24.09.2005 passed by learned Special Judge, Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Cases, Jodhpur acquitting the respondent No.2 from the offence punishable under Section 323 IPC and Section 3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

The contention of counsel for the petitioner is that PW-6 Dhalaram in his statements specifically stated that the complainant was abused by the respondent No.2, but the trial court failed to appreciate the statements so given.

I do not find any substance in the contention so advanced. Learned trial court has taken into consideration all the statements and also appreciated those as per law. The

revisional court is not supposed to re-appreciate the evidence, thus, I do not find any merit in this revision petition.

Accordingly, the revision petition is dismissed.

(GOVIND MATHUR)J.

Anil/